

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CRIMINAL APPLICATION No 273 of 1998

For Approval and Signature:

Hon'ble MR.JUSTICE H.R.SHELAT

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

KAMJI RUPJI

Versus

STATE OF GUJARAT

Appearance:

MS KRISHNA U MISHRA for Petitioner
MR UR BHATT ADDL.PUBLIC PROSECUTOR
for Respondent No. 1

CORAM : MR.JUSTICE H.R.SHELAT

Date of decision: 02/04/98

ORAL JUDGEMENT

Rule. Mr. U.R.Bhatt, learned APP waives the service of Rule for and on behalf of the opponents.

2. The petitioner who failed before this court, wants to prefer SLP before the Appex Court against the order of conviction. He wants to engage Advocate at Delhi and for necessary instructions, he wants to go out

of Jail so that he can instruct the advocate to do needful in the matter.

3. In view of the matter, the application is allowed. The petitioner is ordered to be released on Parole for a period of FIFTEEN DAYS from the date of his release, on his executing bond of Rs.1,000/- (Rupees: One thousand only) with surety of the like amount or depositing the sum of Rs.1,000/- in cash with the Jail authority and executing personal bond of the same amount, and further on condition that he shall furnish full and detailed address to the Jail authority for his contact and shall also submit his detailed program so as to know on what date and where he would be available. The petitioner shall surrender back to the Jail custody on the last date of fifteenth day's Parole granted.

4. It will be open to the Jail authority to impose other appropriate and necessary conditions not inconsistent with the above stated conditions or the provisions of law applicable.

5. In case the petitioner commits breach of any of the conditions or commits wrong during the period of Parole, it would be open to the Jailor to forfeit the bond amount and impose any other penalty permissible in law. Rule accordingly made absolute.

(ccs)